

**Attachment A**  
**Survey of Special Education Services**

Name of County Juvenile Centers \_\_\_\_\_

Name of Program \_\_\_\_\_

Survey Contact Person \_\_\_\_\_ Title \_\_\_\_\_

Phone Number \_\_\_\_\_

School Population (Number of Inmates Ages 17-under) during the period 7/1/08-6/30/09  
\_\_\_\_\_

Number of Students with Disabilities (Ages 17-under) during the period 7/1/08-6/30/09  
\_\_\_\_\_

The Department is seeking your assistance in completing the following survey. For your convenience and economy, the Survey of Special Education Services is attached to the Program Plan. Please use the table below to indicate the availability of special education services for incarcerated students during the period **July 1, 2008 – June 30, 2009**. Use **additional paper to provide more detailed information**.

<b>Special Education Services</b>	<b>Yes</b>	<b>No</b>	<b>Additional Information</b>
1) Written procedures are established to identify inmates as in possible need of special education services through self-referral, research into other records, referrals from outside sources and referrals from parents and guardians.			
<b>Sec. 300.300 Parental consent.</b>  (a) Parental consent for initial evaluation. (1)(i) The public agency proposing to conduct an initial evaluation to determine if a child qualifies as a child with a disability under Sec. 300.8 must, after providing notice consistent with Sec. Sec. 300.503 and 300.504, obtain informed consent, consistent with Sec. 300.9, from the parent of the child before conducting the evaluation.			

2) The education program requests in writing the Individualized Education Program (IEP) of any inmate identified as previously having received special education services.			a) How many inmates identified? _____ b) Of that number, total requests for IEPs made? _____
<p><u>Sec. 300.323(e)</u>  (e) IEPs for children who transfer public agencies in the same State. If a child with a disability (who had an IEP that was in effect in a previous public agency in the same State) transfers to a new public agency in the same State, and enrolls in a new school within the same school year, the new public agency (in consultation with the parents) must provide FAPE to the child (including services comparable to those described in the child's IEP from the previous public agency), until the new public agency either--(1) Adopts the child's IEP from the previous public agency; or (2) Develops, adopts, and implements a new IEP that meets the applicable requirements in Sec. Sec. 300.320 through 300.324</p>			
3) The IEP is obtained for inmates identified in question 2.			Of the number in 2b, how many IEPs were obtained? _____
4) For inmates staying 10 days or more who are suspected of having a disability and who need an individual evaluation, a written referral was made to the district for an individual evaluation and determination of eligibility for special education programs and services?			How many referrals were made? _____
<p><u>Sec. 614(a)(1)(B)</u>  Request for initial evaluation.--Consistent with subparagraph (D), either a parent of a child, or a State educational agency, other State agency, or local educational agency may initiate a request for an initial evaluation to determine if the child is a child with a disability.</p>			
5) For students not previously identified as having a disability, IEPs are developed and implemented within 40 school days of the receipt of the parent's consent to evaluate.			How many were developed and implemented within required timelines? _____  How many were not developed and implemented within required timelines? _____

Sec. 300.323(c)(1)

A meeting to develop an IEP for a child is conducted within 30 days of a determination that the child needs special education and related services.

Sec. 612(a)(1)(B)(ii)

aged 18 through 21 to the extent that State law does not require that special education and related services under this part be provided to children with disabilities who, in the educational placement prior to their incarceration in an adult correctional facility—

§ 0520 – 1-9 – 10

**“The standard timeframe from informed written parental consent to the placement of a child eligible for special education will be limited to forty (40) school days. A reasonable exception may be approved by the Department if, based on the unique needs of the child being evaluated, extra time is required. The granting of any exception will be based on the documented individual needs of the child.”**

6) Special education services are provided to incarcerated youth consistent with each student’s IEP.

How many IEPs were implemented? \_\_\_\_\_

How many IEPs were not fully implemented? \_\_\_\_\_

Of the number of IEPs not implemented, how many were referred to the district for review?  
\_\_\_\_\_

**5.1 EDUCATIONAL PROGRAMS**

20 USC 1412, 34 CFR 300. 9, .300, .305, .311,.350; TRR & MS 0520-1-3.02(1), 0520-1-3-.06(1)(a); Policies and Procedures pp. 11, 33.

A. If services are needed, an educational program is available to all students with disabilities (including children who have been suspended, expelled or incarcerated) beginning at age 3 and continuing through the end of the school year during which the 22nd birthday is attained.

**5.1 EDUCATIONAL PROGRAMS**

20 USC 1412, 34 CFR 300. 9, .300, .305, .311,.350; TRR & MS 0520-1-3.02(1), 0520-1-3-.06(1)(a); Policies and Procedures pp. 11, 33.

C. IEPs are implemented as developed. Each local education agency will provide special education and related services to a student with a disability in accordance with the student's IEP.

7) In the event that an IEP included the provision of extended school year (ESY) services (June/July), such services are provided.

How many IEPs included ESY services? \_\_\_\_\_

Of the number, how many were provided ESY services?  
\_\_\_\_\_

Sec. 300.106(a)(2)

Extended school year services must be provided only if a child's IEP Team determines, on an individual basis, in accordance with Sec. Sec. 300.320 through 300.324, that the services are necessary for the provision of FAPE to the child.

8) A range of special education services is provided that is not limited to general classroom instruction with supplementary aids and services, resource rooms and special classes.			Type provided: <input type="checkbox"/> Consultant Teacher <input type="checkbox"/> Resource Rooms <input type="checkbox"/> Special Classes <input type="checkbox"/> Related Services Other: _____
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Sec. 300.320 Definition of individualized education program.

(4) A statement of the special education and related services and supplementary aids and services, based on peer-reviewed research to the extent practicable, to be provided to the child, or on behalf of the child, and a statement of the program modifications or supports for school personnel that will be provided to enable the child—(i) To advance appropriately toward attaining the annual goals;(ii) To be involved in and make progress in the general education curriculum in accordance with paragraph (a)(1) of this section, and to participate in extracurricular and other nonacademic activities; and

9) A range of related services is provided.			Type provided: <input type="checkbox"/> Counseling Services <input type="checkbox"/> Speech-Language Pathology <input type="checkbox"/> Psychological Services <input type="checkbox"/> School Social Work Other: _____
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Sec. 300.34(a)

General. Related services means transportation and such developmental, corrective, and other supportive services as are required to assist a child with a disability to benefit from special education, and includes speech-language pathology and audiology services, interpreting services, psychological services, physical and occupational therapy, recreation, including therapeutic recreation, early identification and assessment of disabilities in children, counseling services, including rehabilitation counseling, orientation and mobility services, and medical services for diagnostic or evaluation purposes. Related services also include school health services and school nurse services, social work services in schools, and parent counseling and training.

10) Bilingual special education services are provided.			<input type="checkbox"/> Not Applicable <input type="checkbox"/> Not at all <input type="checkbox"/> Needed by lack of bilingual providers Specify type: _____ _____
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Sec. 614(d)(3)(B)(ii)

(ii) In the case of a child with limited English proficiency, consider the language needs of the child as those needs relate to the child's IEP;

11) Class size in special classes containing students with disabilities is provided consistent with the students' IEPs.			Indicate number of class sizes provided:  : _____ : _____ : _____
School systems shall establish class size based upon the instructional needs of the students. Special education class size shall not exceed the limits specified for average class size pursuant to TCA §49-1-104(a).			
12) Special education services are provided by appropriately certified staff.			Total number of staff providing special education services: _____  Of that Number, how many are certified special education teachers or certified/licensed related service providers? _____
<u>Sec. 602(10)(B)(i)</u> the teacher has obtained full State certification as a special education teacher (including certification obtained through alternative routes to certification), or passed the State special education teacher licensing examination, and holds a license to teach in the State as a special education teacher, except that when used with respect to any teacher teaching in a public charter school, the term means that the teacher meets the requirements set forth in the State's public charter school law;			